

INSTRUCTION NO. [5-220(ii)]

[Stalking]

[For offenses committed on or after October 1, 2003]

A person commits the offense of stalking if the person purposely or knowingly causes another person substantial emotional distress or reasonable apprehension of bodily injury or death by repeatedly:

[following the stalked person]

[harassing, threatening, or intimidating the stalked person, in person or by mail, electronic communication, or any other action, device or method.

GIVEN: _____
District Judge

Source: MCJI 5-220(i)

Plaintiff's Proposed Instruct. No. ____ Defendant's Proposed Instruct. No. ____

Given as Instruction No. ____ Refused ____ Withdrawn ____ By ____

[Stalking as defined after October 1, 2003, Source and Comments]

SOURCE: MCA § 45-5-220 (2003).

COMMENT: Cite as MCJI 5-220(i).

The stalking statute was amended in 2003 by deleting the language "...or by phone" and including instead the terms "electronic communication." Use this version of the definition of stalking for offenses committed on or after October 1, 2003.

Use only the applicable paragraphs. Delete that which is not applicable.